REMARKS

Claims 13-32 are pending in the application. Applicants note with appreciation the withdrawal of the §103 rejection over Schmalsteig. Claim 13 has been amended to indicate that the OH content of the resin is based on the weight of the hydrocarbon resin. No new matter is added; one skilled in the art would understand that the weight % of OH recited was based on the weight of the resin itself.

Rejections under 35 U.S.C. § 103(a)

Claims 13-32 stand rejected under the judicially-created doctrine of obviousness-type double patenting as unpatentable over claims 1-17 of US Patent No. 6,060,574 to Schmalstieg et al. in view of JP Patent No. 50-117771 and US Patent No. 6,486,256 to Tarbutton et al. Applicants file herewith a Terminal Disclaimer over US Patent No. 6,060,574 to obviate this rejection. Applicants respectfully request withdrawal of this basis of rejection.
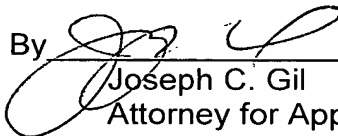
Rejections under 35 U.S.C. §112

Claims 13-32 stand rejected under 35 U.S.C. §112, first paragraph, as indefinite for use of the phrase "(calculated as OH, molecular weight 17)" in Claim 13. Applicants have deleted this phrase, and amended Claim 13 to eliminate any potential ambiguity and to clearly indicate that the weight percent recited for OH, 0.1%-10.0%, is based on the weight of the hydrocarbon resin. As noted above, no new matter is added; one skilled in the art would interpret the claim as having this language, even in its absence. Applicants respectfully submit that any indefiniteness under §112 has been rendered moot by this amendment, and accordingly request withdrawal of this basis of rejection.

CONCLUSION

Applicants respectfully submit that all outstanding issues have been addressed and that Claims 13-32 are in condition for allowance. Such action is requested at an early date.

Respectfully submitted,

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